

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

EDWARD MONTS, derivatively on
behalf of RIOT BLOCKCHAIN, INC. F/K/A
BIOPTIX, INC.,

Plaintiff,

vs.

JOHN R. O'ROURKE, JEFFREY G.
MCGONEGAL, ANDREW J. KAPLAN,
JASON LES, BARRY C. HONIG, and ERIC
SO,

Defendants,

and

RIOT BLOCKCHAIN, INC. F/K/A BIOPTIX,
INC.,

Nominal Defendant.

Case No. 1:18-CV-1443 [MAD/DJS]

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

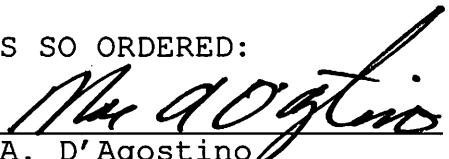
PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 41(a), Plaintiff Edward Monts ("Plaintiff") hereby voluntarily dismisses the above-captioned action against all defendants without prejudice. No defendant has filed an answer or moved for summary judgment. Neither Plaintiff nor Plaintiff's counsel has received or will receive directly or indirectly any consideration for the dismissal.

Dated: September 26, 2023

THE ROSEN LAW FIRM, P.A.

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IT IS SO ORDERED:


Mae A. D'Agostino
U.S. District Judge

Counsel for Plaintiff

Dated: September 27, 2023
Albany, NY